13281 U.S. PT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Prior Application:

R. TSUCHIYA et al

Serial No. 10/372,329

Filed: February 25, 2003

Group Art Unit:

2814

Examiner:

N.V. Ngo

For:

MIS SEMICONDUCTOR DEVICE AND MANUFACTURING METHOD THEREOF

## REQUEST FOR CONTINUATION APPLICATION UNDER 37 C.F.R. 1.53(b)

Commissioner for Patents Mail Stop Patent Application Alexandria, VA 22313-1450

Sir:

This is a request for filing a continuation application under 37 CFR §1.53(b) of pending prior application Serial No. 10/372,329, filed on February 25, 2003, entitled MIS SEMICONDUCTOR DEVICE AND MANUFACTURING METHOD THEREOF, by all of the inventors named in the prior application.

- 1. Enclosed is a copy of the prior application, including the Declaration as originally filed.
  - 2. The Filing Fee is calculated below:

CLAIMS AS FILED IN THE PRIOR APPLICATION
LESS ANY CLAIMS CANCELED BY ACCOMPANYING PRELIMINARY AMENDMENT
PLUS ANY CLAIMS ADDED BY ACCOMPANYING PRELIMINARY AMENDMENT

Basic Fee									\$ 770.00
Total Claims	12	-	20	=	0	×	18	=	0.00
Independent Claims	2	-	3	=	0	x	86	=	0.00
Total Filing Fee									\$ 770 00

- 3. A Credit Card Payment Form including the amount of \$770.00 is enclosed to cover the Filing Fee.
- 4. The Commissioner is hereby authorized to charge any additional fees which may be required, or to credit any overpayment, to Deposit Account No. 50-1417.
- 5. New drawings are enclosed, nine(9) sheets, Figs. 112.
- 6. The power of attorney is set forth in the Declaration in the prior application or an associate power of attorney is hereby granted to:

John R. Mattingly, Registration No. 30,293 Jeffrey M. Ketchum, Registration No. 31,174 Shrinath Malur, Registration No. 34,663 Daniel J. Stanger, Registration No. 32,846 Gene W. Stockman, Registration No. 21,021.

There is no change in the correspondence address.

Address all future correspondence to:

MATTINGLY, STANGER & MALUR, P.C. 1800 Diagonal Road, Suite 370 Alexandria, Virginia 22314 (703) 684-1120

## Please associate this application with Customer No. 24956.

- 7. The prior application is assigned to Hitachi, Ltd..
- 8. Priority of the following Japanese patent application is claimed under 35 U.S.C. § 119:

No. 2002-147237, filed May 22, 2002.

The certified priority document has been filed in the prior application.

The undersigned hereby declares that no matter contained in the specification, including the claims, and drawings filed in the present continuation application would have been new matter in the prior application Serial No. 10/372,329, as originally filed on February 25, 2003.

Here W Stockenson RN21021

for Shrinath Malur
Registration No. 34,663

Attorney for Applicant(s)

MATTINGLY, STANGER & MALUR 1800 Diagonal Rd., Suite 370 Alexandria, Virginia 22314 (703) 684-1120 Date: April 16, 2004